

BELLA VISTA CITY COUNCIL REGULAR MEETING MINUTES**SEPTEMBER 28, 2015- 6:30PM**

Meeting called to order by Mayor Christie at 6:30PM

Invocation was given by Pastor Dale Schatz

Pledge of Allegiance was recited by all.

City Clerk Jertson called the roll of Council: Alderman Morgan, Alderman Flynn, Alderman King and Alderman Anderson were present. Alderman Wilson & Wozniak were absent. Quorum was reached.

Citizen Input: Linda Lloyd of 102 Fairway, Bella Vista spoke about her concerns of moving the Community Development Services department from the Town Center area. Her feeling is that the Town Center location is the best location for the majority of residents.

Next Item of Business: Approval of the Minutes from the August 24th Council Meeting. There being no corrections or additions, Alderman Anderson moved their approval. Second was made by Alderman King. Vote was Ayes: 4, Nays: 0 Approved.

The Minutes from the September 14th Special Meeting were next. Alderman Anderson moved approval, seconded by Alderman King. Vote, Ayes: 4, Nays: 0 Approved.

Mayor Christie gave the financial report for August:

Revenue

1. General Operating Account \$90K F
 - a. Sales tax - 100K F; Franchise Fees - \$55K F; Ambulance - \$34K F; Fines - \$16K F offset by Property Tax \$113K U.
2. Street Department \$22k U
 - a. County Road Turnback \$22K U.

Expenses

1. General Operating Account \$145K F
 - a. Planning - \$28F; Police - \$27K F; Fire - \$95K F
1. Streets Department \$51K U
 - a. Fire Recovery - \$67K U offset by \$16K under run in Salaries & Benefits.

Reserve \$8.7M**Net Income YTD \$2.6M**

Motion to Suspend the Rules and read all Ordinances and Resolutions by Title only was made by Alderman Morgan. Second by Alderman Flynn. Roll Call Vote was taken resulting in Ayes: 4, Nays: 0

Item A: The first Ordinance was read by Mayor Christie.

ORDINANCE NO. 2015-22 -AMENDING SECTION 20-3 OF THE CODE OF ORDINANCES OF THE CITY OF BELLA VISTA TO MODIFY THE PERMISSIBLE TIME PERIODS FOR USAGE OF FIREWORKS, AND FOR OTHER PURPOSES. Third and Final Reading.

Motion to approve by Alderman Morgan, Second by Alderman King. Roll call vote 4 Ayes, 0 Nays.
Ordinance adopted.

ORDINANCE NO 2015- AMENDING THE CODE OF ORDINANCES OF THE CITY OF BELLA VISTA TO MODIFY THE HOURS OF PERMISSIBLE DOOR-TO-DOOR SOLICITATION TO BRING PROVISIONS WITHIN CONSTITUTIONAL LIMITS. Second Reading.

Alderman Anderson asked about the possibility of the city having a notice of No Solicitation to residents as a service to them. Alderman Morgan also commented on her concerns of this time change. This Ordinance will move to third and final reading at next month's meeting.

ORDINANCE NO. 2015- AMENDING SECTION 6-2 OF THE CODE OF ORDINANCES OF THE CITY OF BELLA VISTA TO MODIFY THE REFERENDUM PERIOD FOR ORDINANCES TO SIXTY (60) DAYS FOR ALL NON-BOND ISSUE ORDINANCES AND THIRTY (30) DAYS FOR ALL BOND ISSUE ORDINANCES, DECLARING AND EMERGENCY, AND FOR OTHER PURPOSES. Second Reading.

Alderman Morgan commented on her dislike for this change in requirement of dates. Attorney Kelley also commented on the need to do this to comply with State Law. This Ordinance will move to third and final reading at next month's meeting.

ORDINANCE NO 2015-23- WAIVING THE REQUIREMENTS OF FORMAL COMPETITIVE BIDDING AND AUTHORIZING THE PURCHASE OF STREET SALT AND SAND BASED ON PRICE AND AVAILABILITY BY INFORMAL PRICE QUOTES.

Motion made by Alderman Morgan, second by Alderman King to move to third and final reading for this Ordinance. Roll Call Vote to suspend the rules, Ayes: 4, Nays: 0 Passed. The Mayor then read the Ordinance for the final time. A motion to Adopt was made by Alderman Morgan, Second by Alderman Flynn. Roll call vote; Ayes: 4, Nays: 0 Ordinance Adopted. Alderman Anderson asked if this Ordinance goes into effect right away. Attorney Kelley explained the difference in Administrative Ordinances versus General Ordinances. Roll Call Vote: Ayes: 4, Nays: 0

R2015-58-RESOLUTION- ESTABLISHING AN INVESTMENT POLICY FOR THE CITY. A motion was made by Alderman Anderson to approve, second by Alderman Flynn. Roll call vote; Ayes: 4, Nays: 0 Adopted.

R2015-59-RESOLUTION- AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO A CONTRACT WITH PHYSIO CONTROL, PURSUANT TO A COOPERATIVE PURCHASING AGREEMENT THROUGH THE NATIONAL ASSOCIATION OF STATE PROCUREMENT OFFICIALS, IN THE AMOUNT OF \$43,827.35 FOR THE PURCHASE OF DEFIBRILATOR EQUIPMENT FOR USE BY THE FIRE DEPARTMENT. The Mayor explained that this is to replace an older unit in one of the Ambulances. Alderman Anderson moved approval, seconded by Alderman Morgan. Roll call vote; Ayes: 4, Nays: 0. Adopted

R2015-60-RESOLUTION- APPROVING A LAW ENFORCEMENT MUTUAL AID AGREEMENT BETWEEN THE CITY OF BELLA VISTA POLICE DEPARTMENT AND THE CITY OF BENTONVILLE POLICE DEPARTMENT. There was no questions. Alderman Anderson moved approval, second by Alderman Flynn. Roll call vote, Ayes 4, Nays: 0 Adopted.

RESOLUTION-R2015- CONDEMNING AND ORDERING THE RAZING AND REMOVAL OF A DILAPIDATED, UNSAFE, AND NUISANCE STRUCTURE OWNED BY ROBERT LEE JACKSON LOCATED AT 9276 SUITS US DRIVE IN THE CITY OF BELLA VISTA. Community Development Services Director Suneson commented on

the fact that Mr. Jackson pulled a demolition permit to remove the damaged portions of this cabin. He has an engineering report that spells out the portion that needs to be removed. Comments were made by Alderman Anderson and Alderman Morgan. Alderman Anderson then moved to table this indefinitely. Second by Alderman Morgan. Roll call vote was taken and passed 4 Ayes, 0 Nays.

R2015-61-RESOLUTION- APPOINTING MEMBERS TO THE BOARD OF ZONING ADJUSTMENT TO FILL EXPIRING TERMS. Two people have recommended to this Board. Mr. Robert Walker, and Mr. Charles Whittenberg. Their terms would expire on October 1, 2018. Alderman Flynn moved approval, second by Alderman Morgan. Roll call vote, 4 Ayes, 0 Nays. Passed.

R2015-62- RESOLUTION- AUTHORIZING THE MAYOR AND CLERK TO ENTER INTO A CONTRACT WITH VANCON PROPERTIES, LLC, FOR THE RENTAL OF OFFICE SPACE FOR THE CITY OF BELLA VISTA COMMUNITY DEVELOPMENT SERVICES DEPARTMENT FOR CALENDAR YEAR 2016, AND FOR OTHER PURPOSES. The Mayor commented that the ACC would be looking for space in the area in order to better serve the needs of the community. Alderman Anderson asked Director Suneson if there was space in the area for the ACC to also relocate. Mr. Suneson replied that there are locations available. Alderman Flynn moved approval, Alderman Morgan seconded. Roll call vote, 4 Ayes, 0 Nays. Adopted.

R2015-63-RESOLUTION- AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO CONTRACTS WITH SCOTT EQUIPMENT, BUS ANDREWS EQUIPMENT, INC., HILBILT SALES, AND JOHNSON TRUCK & TRAILER OF LOWELL FOR THE PURCHASE OF SNOW REMOVAL EQUIPMENT IN A TOTAL AMOUNT OF \$39,223.68 FOR USE BY THE STREET DEPARTMENT. The Mayor explained that this is for additional equipment to outfit the vehicles that were bought back from the insurance company and refurbished. This will result in a larger fleet of snow removal equipment for the city. Alderman King moved approval, second by Alderman Flynn. Roll call vote; 4 Ayes, 0 Nays. Adopted.

MEETINGS AND ANNOUNCEMENTS:

- The next City Council Work Session will be Monday Oct. 19, 2015 @ 5:30PM in the City Hall Conference Room.
- The next Regular meeting of the City Council, Monday Oct. 26, 2015 at 6:30 PM at the Bella Vista American Legion Hall.
- Planning Commission Work Session will be Wednesday Sept. 30, 2015 at 4:00PM in the City Hall conference room.
- Public Safety Committee Meeting will be October 14, 2015 at 9:00AM in the City Hall Conference room.

Meeting adjourned at 6:56PM by Mayor Christie.